

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

OCT 16 2001

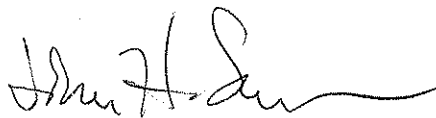
Mr. Mike Haughton  
Environmental/Safety Manager  
Gulf Copper  
Post Office Box 547  
Port Arthur, TX 77641-0547

Dear Mr. Haughton:

The manufacture, processing, distribution in commerce, and use of polychlorinated biphenyls (PCBs) were banned by Congress in section 6(e) of the Toxic Substances Control Act of 1976. (TSCA). TSCA provides for EPA to authorize distribution in commerce of totally enclosed PCBs and also requires regulatory use and distribution in commerce authorizations for non-totally enclosed PCBs. The definition of totally enclosed is a very narrow one.

PCBs present at concentrations equal to or greater than 50 parts per million (ppm) in any material component of electrical cables, including electrical cables encased in wire sheaths, would not be totally enclosed. PCBs at those concentrations in such applications do not have regulatory authorization for you to use them and they do not have regulatory authorization for anyone to sell, trade, give, or otherwise transfer them to you.

Sincerely,



John H. Smith, Ph.D.  
Chemist

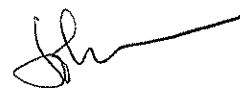
CONCURRENCES

SYMBOL	7404						
SURNAME	Smith J						
DATE	10/16/01						

Mr. Mike Haughton  
Environmental/Safety Manager  
Gulf Copper  
Post Office Box 547  
Port Arthur, TX 77641-0547

Cindy -

Do you have any  
problems with this  
response?



Dear Mr. Haughton:

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Sincerely,

John H. Smith, Ph.D.  
Chemist

Works for me!  
Cindy

9/10/2001

Ms. Linda Vlier Moos  
Acting Director, National Program Chemicals Division  
Office of Pollution Prevention and Toxics  
US Environmental Protection Agency  
Ariel Rios Building  
1200 Pennsylvania Ave, NW  
Washington DC, 20460

Re: PCBs

Dear Ms. Moos,

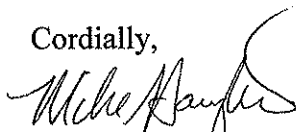
Gulf Copper is a small shipyard in Port Arthur, Texas. We are considering buying a dry dock from the US Navy. The electrical cables on the dry dock are contaminated with PCBs.

My question is: Are we required to remove the cables prior to putting the dry dock into commercial use? Or can we use the dry dock as is (without removing the cables)? Are we required to have a permit or compliance agreement with the EPA prior to putting the dry dock into commercial use?

Gulf Copper cares about the environment and strives to comply with all environmental regulations. We seek guidance to ensure we comply with applicable rules for this transaction.

Please respond to me at the address above or call me at (409) 983-1691x116 if you have questions or need further information. Thank you for your assistance on this matter.

Cordially,



Mike Haughton  
Environmental/Safety Manager



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Mailing Address:  
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Port Arthur, Texas 77641-0547

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Corporate Office:  
320 Houston Avenue  
Port Arthur, Texas 77640

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Telephone: 409-983-1691

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FAX: 409-985-6349

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E-Mail: [gulfcopper@aol.com](mailto:gulfcopper@aol.com)

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